

Baker Hostetler

*Application granted  
in substantial part.  
The schedule for  
expert disclosure  
is vacated; the*

December 10, 2010

VIA ECF

Honorable Roanne L. Mann  
United States Magistrate Judge  
Eastern District of New York  
225 Cadman Plaza East  
Brooklyn, NY 11201

Re: Ross University School of Medicine v. Brooklyn-Queens Health Care Inc. and Wyckoff Heights Medical Center  
No. 09 Civ. 1410 (KAM)(RLM)

Dear Judge Mann:

I write in response to the Court's order of November 4, 2010 requiring that the parties submit a report to the Court on the status of their mediation efforts. Defense counsel, Walter P. Loughlin, has reviewed a draft of this letter and has authorized me to state that he agrees with its contents.

The parties have engaged Jonathon B. Marks of Marks ADR, LLC to serve as a mediator. We are attempting to finalize plans for a session with Mr. Marks on January 31 and February 1, 2011 (there are still some participants whose availability for those dates is unknown). Accordingly, the parties respectfully request that the present discovery schedule be vacated with the understanding that the parties will report to the Court on a date of the Court's convenience after February 1, 2011.

Sincerely,

George J. Tzanetopoulos

Cc: Walter P. Loughlin, Esq.

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*The December  
15th deadline for fact  
discovery remains  
unchanged.*

*Counsel shall file  
an  
updated status  
report by February  
4, 2011.*

SO ORDERED:

/s/

Roanne L. Mann

U.S. Magistrate Judge

Dated: 12/10/10